Merchant & Gould

An Intellectual Property Law Firm

3200 IDS Center 80 South Eighth Street Minneapolis, Minnesota 55402-2215 USA TEL 612.332,5300 FAX 612.332.9081 www.merchantgould.com

A Professional Corporation

Fax Transmission

February 4, 2005

TO:

Commissioner for Patents

ATTN: Examiner Neveen Abel-Jalil

P.O. Box 1450

Alexandria, VA 22313-1450

OUR REF:

FROM:

40062.91US01 (JJF/ab)

TELEPHONE:

206.342.6254

Timothy P. Sullivan

Total pages, including cover letter: 8

PTO FAX NUMBER 1-703-872-9306

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Documents Transmitted:

<u>Amendment</u>

Title:

SYSTEM AND METHOD FOR REPLICATING DATA IN RESOURCE

Applicant:

David A. Orbits et al.

Serial No.:

09/917,261

Filed:

July 26, 2001

Group Art Unit: 2165

Our Ref. No.:

40062.91US01

Confirmation No: 7808

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate. A duplicate of this sheet is enclosed.

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

February 4, 2005

Reg. No.: 47,981

GEN033.DOT

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

David A. Orbits et al.

Examiner:

Neveen Abel Jalil

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Group Art Unit:

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SETS

CERTIFICATE UNDER 37 CFR 1.6(d): I certify that this paper is being transmitted by facsimile 703-872-9306 to the Commissioner for Patents, ATTN: Nevcon Abel Jalil, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on February 4, 2005.

By: _______ Raice Baum

AMENDMENT

VIA FACSIMILE #703-872-9306 Commissioner for Patents ATTN: Neveen Abel Jalil U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the final Office Action mailed on November 30, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks begin on page 4 of this paper